



**MEETING MINUTES
BOARD OF SUPERVISORS, COUNTY OF MONO
STATE OF CALIFORNIA**

Regular Meetings: First, Second, and Third Tuesday of each month. Location of meeting is specified below.
Meeting Location: Mono Lake Room, 1st Fl., County Civic Center, 1290 Tavern Rd., Mammoth Lakes, CA
93546

**Regular Meeting
June 21, 2022**

9:03 AM Call meeting to Order by Chair Gardner

Supervisors Present: Corless, Gardner, Kreitz, and Peters (all attended in person).

Supervisors Absent: Supervisor Duggan.

The Mono County Board of Supervisors stream most of their meetings live on the internet and archives them afterward. To search for a meeting from June 2, 2015, forward, please go to the following link: <http://www.monocounty.ca.gov/meetings>

“Nothing has transformed my life more than realizing that it’s a waste of time to evaluate my worthiness by the reaction of the people in the stands”. – Brene Brown

Pledge of Allegiance Supervisor Corless

1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Opportunity for the public to address the Board on items of public interest that are within the subject matter jurisdiction of the Board. (Speakers may be limited in speaking time dependent upon the press of business and number of persons wishing to address the Board.) Please refer to the Teleconference Information section to determine how to make public comment for this meeting via Zoom.

- No Public Comment

2. RECOGNITIONS

A. Juneteenth Observance

Departments: Justice, Equity, Diversity, and Inclusion (JEDI)

(Scheereen Dedman, JEDI Coordinator) - Recognition of June 19, 2022, as Juneteenth Independence Day.

Action: Approved recognition.

Scheereen Dedman, JEDI Coordinator:

- Presented Item
- Recognized at a federal level

Chair Gardner:

- Read Proclamation

Supervisor Corless:

- Recognized the importance of this resolution and appreciation for Scheereen's work as JEDI Coordinator.

Corless motion. Kreitz seconded.

Vote: 4 yes, 0 no, 1 absent.

M22-121

B. Recognition of Gerry Le Francois

Departments: CDD

(Wendy Sugimura, Community Development Director) - Recognition of Gerry LeFrancois who is retiring after 28 years of public service with the County.

Wendy Sugimura, Community Development Director:

- Presented Item

Chair Gardner:

- Read Proclamation

Mono County Staff and Board of Supervisors:

- Outpour of appreciation for Gerry and his 28 years of service to Mono County.

Gerry LeFrancois:

- Thanked the County and his leadership

Action: Approved proclamation in appreciation and recognition of Gerry Le Francois, Principal Planner.

Kreitz motion. Corless seconded.

Vote: 4 yes, 0 no, 1 absent

M22-122

3. COUNTY ADMINISTRATIVE OFFICER

CAO Report regarding Board Assignments

Receive brief oral report by County Administrative Officer (CAO) regarding work activities.

CAO Lawton:

- Performance Evaluation Conferences
- Budget narratives/meetings continue – Thank you to Megan Mahaffey
- Met with Supervisor elect – Lynda Salcido
- Met with Matt Paruolo – transition to private sector
- Unified Command meeting
- Balanced Budget document – no later than August 4

4. DEPARTMENT/COMMISSION REPORTS

Receive brief oral report on emerging issues and/or activities.

Nate Greenberg, Informational Technology Director:

- CRIS – Radio System – this week to fill in coverage gaps
- Meeting with CPC staff – issues regarding the broadband funding
- Discussed Grant application - CPC

Supervisor Corless:

- Thank you for taking the lead on the CPC

Supervisor Kreitz:

- Requested clarity on the Grant application process

Wendy Sugimura, Community Development Director:

- Planning Commission Transient Rental Update – Controversial topic to use permit
- Adopted Resource Efficiency plan – to help reduce greenhouse gas omissions

Supervisor Peters:

- What district? **June Lake**

Janet Dutcher, Finance Director:

- Update on Jail Project

County Counsel Simon:

- Introduced – Chris Beck to the County
- Board efforts with other jurisdictions have yielded some results – representative of Suddenlink and CPUC made productive visits to Mono County

Scheereen Dedman, Clerk of the Board

- Elections update – ballot count and signature period
- Turn out was closer to 305 percent this year – higher than last election
- JEDI – completed the third part of the Implicit Bias Training
- Discussed future plans for JEDI
- Thank you for the Juneteenth Recognition – provided personal background of her education racial issues/recognition and how important the recognition is to her

5. CONSENT AGENDA

(All matters on the consent agenda are to be approved on one motion unless a board member requests separate action on a specific item.)

Peters motion. Kreitz seconded.

Vote: 4 yes, 0 no, 1 absent

A. Board Minutes

Departments: Clerk of the Board

Approval of the Board Minutes from the April 5, 2022, Regular Meeting of the Board of Supervisors. Approval of the Board Minutes from April 7, 2022, and April 8, 2022, Special Board of Supervisors Meetings.

Action: Approved the Board Minutes from the April 5, 2022, Regular Meeting. Approved the Board Minutes from the April 7, 2022, and April 8, 2022, Special Meetings.

Peters motion. Kreitz seconded.

Vote: 4 yes, 0 no, 1 absent

M22-123

B. White Mountain Fire Department Appointment

Departments: Clerk of the Board of Supervisors

Pursuant to Health and Safety Code sections 13000 - 13970, the White Mountain Fire Protection District (White Mountain Fire) informed the Mono County Clerk of two vacancies on its governing board in 2021. Notice of the vacancies was posted in three conspicuous places as required by Government Code section 1780. Since it is past the 60-day time frame in which the White Mountain Fire Board could have made the appointment, under section 1780, the Board of Supervisors may make the appointment. Subsequently, White Mountain received one application, from Geraldine Cady. Accordingly, the White Mountain Fire Board is asking that the Board of Supervisors appoint Geraldine Cady a member of the White Mountain Fire governing board for a term ending November 30, 2022.

Action: Appointed Geraldine Cady to the White Mountain Fire Protection District governing board for a term ending November 30, 2022.

Peters motion. Kreitz seconded.

Vote: 4 yes, 0 no, 1 absent

M22-124

C. Lease of Pre-School Space in Lee Vining Community Center

Departments: County Counsel

Cancellation of lease with Inyo Mono Advocates for Community Action (IMACA) and entry into new lease with the Mono County Office of Education for space within and adjacent to the Lee Vining Community Center for continued use and operation as a preschool.

Action: (1) Approved, and authorized Chair to sign agreement with IMACA cancelling 2002 lease for space within the Lee Vining Community Center; and (2) Approved and authorized Chair to sign lease with the Mono County Office of Education for approximately 825 square feet of space within the Lee Vining Community Center and adjacent outdoor space to be used as a preschool site for the period April 4, 2022, through April 4, 2027, an annual lease amount of one dollar and payment of a pro-rated share of utility costs.

Peters motion. Kreitz seconded.

Vote: 4 yes, 0 no, 1 absent

M22-125

D. Resolution Summarily Vacating a Portion of River Road

Departments: Public Works

(Sean Robison, Engineering Tech III/ LSIT) - Proposed resolution vacating a portion of River Road in Walker, CA

Action: Adopted Resolution of the Mono County Board of Supervisors for summary vacation of a portion of River Road in Walker, CA. Found that the above action is categorically exempt from CEQA Direct that Resolution and CEQA documents are filed with the Clerk.

Peters motion. Kreitz seconded.

Vote: 4 yes, 0 no, 1 absent

R22-061

Peters motion. Kreitz seconded.

Vote: 4 yes, 0 no, 1 absent

M22-126

E. Behavioral Health Department Substance Abuse Prevention and Treatment Block Grant Application

Departments: Behavioral Health

Grant application to the Department of Health Care Services for the Substance Abuse Prevention and Treatment Block Grant (SABG).

Action: Approved and authorized Behavioral Health Director to sign and submit Substance Abuse Prevention and Treatment Block Grant (SABG) Biennial Funding Allocation & Application to the Department of Health Care Services.

Peters motion. Kreitz seconded.

Vote: 4 yes, 0 no, 1 absent

M22-127

F. Mono County Temporary Budget 2022-23

Departments: CAO

Mono County desires to use a temporary budget appropriation as its recommended budget to operate from July 1, 2022, until a final budget for Fiscal Year 2022-2023 is adopted. This will allow Mono County to remain in compliance with Government Code 29000 et seq. known as the County Budget Act.

Action: Adopted proposed resolution R22-062, approving the (temporary) recommended budget for Fiscal Year 2022-2023, including appropriations of \$125,428,189.

Peters motion. Kreitz seconded.

Vote: 4 yes, 0 no, 1 absent

R22-062

6. CORRESPONDENCE RECEIVED - NONE

Direction may be given to staff regarding, and/or the Board may discuss, any item of correspondence listed on the agenda.

7. REGULAR AGENDA - MORNING

A. COVID-19 (Coronavirus) Update

(Robert C. Lawton, CAO, Bryan Wheeler, Public Health Director, Dr. Caryn Slack, Public Health Officer) - Update on Countywide response and planning related to the COVID-19 pandemic.

Action: None, informational only.

Bryan Wheeler, Public Health Director:

- Presented Item
- Reach out to Pediatrician for more information

Dr. Caryn Slack, Public Health Officer:

- Discussed vaccinations – different doses for different brand

Chair Gardner:

- Where can we get the vaccinations?

B. Discussion of Meeting Format for County Legislative Bodies

Departments: CAO, Clerk, and Information Technology

(Robert C. Lawton, CAO, Scheereen Dedman, Clerk and Nate Greenberg, Information Technology Director) - Discussion of options and limitations for the format to be followed for meetings of the Board of Supervisors and other legislative bodies of the County. Discussion includes Brown Act requirements, existing exemptions to those requirements and pending legislation; technology needs; convenience of attendance and participation; staffing and related issues.

Action: Provided direction to staff regarding the format (e.g., in-person, remote or hybrid) of future meetings of the Board of Supervisors and/or other County legislative bodies.

Scheereen Dedman, Clerk:

- Presented Item
- Discussed in detail the different platforms that are available for in person, zoom and teleconference for Board Meetings for the public and for the Board Members – Meeting Brown Act requirements
- Discussed AB 361 and how ending this will affect our meetings moving forward
- Discussed the challenges with having an in-person meeting, teleconference meeting, and zoom meetings running at the same time also including extra staff members that are needed for teleconference location set up on the day of meetings
- Working on a use policy for Mono Lake Room – Clerk of the Board is approving requests for Mono Lake use.

CAO Lawton:

- Discussed supply chain challenges – IT equipment for Mono Lake Room
- Recognized Nate and IT team for getting the Mono Lake Room setup for Board Meetings

Wendy Sugimura, Community Development Director:

- Community Development – will just follow suit with the Board for future meetings
- Discussed the challenges for teleconference locations

Nate Greenberg, Information Technology:

- Strongly advise against teleconference locations
- Update on Mono Lake equipment

Supervisor Kreitz:

- Can we use the library?

Supervisor Corless:

- Inquires about other conference rooms in Civic Center use for teleconference locations
- Inquires about partner organization's use for Mono Lake Room
- Letter from RCRC – Legislative Session

C. Temporary Commercial Cannabis Delivery

Departments: Community Development

(Michael Draper, Planning Analyst II) - Proposed Resolution of the Mono County Board of Supervisors to continue allowing temporary cannabis delivery within the unincorporated area of Mono County, which was initiated under COVID statewide Stay-At-Home orders.

Michael Draper, Planning Analyst II:

- Presented Item

Action: Approved R22-063 temporarily allowing cannabis delivery within the unincorporated area of Mono County until a County Code amendment is initiated and considered to permit commercial cannabis delivery.

Public Comment Call In:

Cory Zila, Tioga Green Owner:

- Discussion on his support of allowing cannabis delivery
- Clarification on how he pays the taxes per vendor

John DeCoster, Pastor:

- Discussion on not supporting cannabis delivery

Supervisor Corless:

- Discussion on the restrictive nature of local restrictions
- In support of temporary delivery of cannabis

Supervisor Kreitz:

- Agrees with Supervisor Kreitz
- Would like to see this go forward

Supervisor Peters:

- In support of delivery
- Has questions about taxes: unincorporated area delivery and where does the tax money go?

Janet Dutcher, Financial Director:

- Discussed tax flow

Chair Gardner:

- Suggests that we have a fuller discussion with RPAC
- In support of today to move forward for temporary delivery

Wendy Sugimura, Community Development Director:

- Discussed current state of her department
- Staff to get in touch with the Town Code Enforcement

County Counsel Simon:

- Options to move forward today
- Will come back with an ordinance

Kreitz motion. Corless seconded.

Vote: 4 yes, 0 no, 1 absent

R22-063

Break: 10:57 AM

Reconvened: 11:08 AM

D. Fiscal Forecast

Departments: CAO

(Russ Branson) - General Fund Long-term Forecast and Modeling.

Russ Branson:

- Presented Item

Supervisor Corless:

- Great presentation

Chair Gardner:

- Agrees with Supervisor Corless

Janet Dutcher, Financial Director:

- Provided comments on the past experiences in Forecasting

Action: Received update from Russ Branson on General Fund long term forecast.

E. Sub-Grant Agreement with the Mono County Office of Education for Mental Health School Services Act (MHSSA) Grant Activities

Departments: Behavioral Health

(Amanda Greenberg, Program Manager) - Sub-grant agreement with Mono County Office of Education for grant funds awarded to Mono County for the provision of school-based mental health services.

Action: Approved and authorized Behavioral Health Director to sign sub-grant agreement with the Mono County Office of Education for grant funds awarded to Mono County for the provision of Mental Health School Services Act Grant Activities for the period of June 21, 2022, to June 30, 2026, and a not-to-exceed amount of \$2,500,000.

Amanda Greenberg, Program Manager:

- Presented Item

Supervisor Kreitz:

- How are students going to receive this?

Kreitz motion. Peters seconded.

Vote: 4 yes, 0 no, 1 absent

M22-128

F. Mono County Audit Reports for FY 2020-21

Departments: Finance

(Janet Dutcher, Finance Director) - Presentation of the Annual Comprehensive Financial Report and the Single Audit Report for the fiscal year ended June 30, 2021.

Action: None. Presentation and discussion only.

Janet Dutcher, Financial Director:

- Presented Item

G. Employment Agreement - Assistant Director of Finance

Departments: Finance

(Janet Dutcher, Finance Director) - Proposed resolution approving a contract with Gerald Frank as Assistant Director of Finance, Treasurer Tax Collector, and prescribing the compensation, appointment and conditions of said employment.

Action: Announced Fiscal Impact. Approved Resolution R22-064, approving a contract with Gerald Frank as Assistant Director of Finance, Treasurer Tax Collector, and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

Fiscal Impact: Total cost of salary and benefits for FY 2022-23 is approximately \$157,522, of which \$121,004 is salary, and \$36,518 is benefits. This is included in the County Administrator's Recommended budget.

CAO Lawton:

- Presented Item

Corless motion. Peters seconded.

Vote: 4 yes, 0 no, 1 absent

R22-064

H. Employment Agreement - Finance Director

Departments: CAO

(Robert C. Lawton, CAO) - Proposed resolution approving a contract with Janet Dutcher as Finance Director, and prescribing the compensation, appointment, and conditions of said employment.

Action: Announced Fiscal Impact. Approved Resolution R22-065, approving a contract with Janet Dutcher as Finance Director, and prescribing the compensation, appointment, and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

Fiscal Impact: Total cost of salary and benefits for FY 2022-23 is approximately \$199,300, of which \$162,156 is salary, and \$37,144 is benefits. This is included in the County Administrator's Recommended budget.

CAO Lawton:

- Presented Item

Peters motion. Kreitz seconded.

Vote: 4 yes, 0 no, 1 absent

R22-065

I. Employment Agreement - Director of Community Development

Departments: CAO

(Robert C. Lawton, CAO) - Proposed resolution approving a contract with Wendy Sugimura as Director of Community Development, and prescribing the compensation, appointment, and conditions of said employment.

Action: Announced Fiscal Impact. Approved Resolution R22-066, approving a contract with Wendy Sugimura as Director of Community Development, and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

Fiscal Impact: Total cost of salary and benefits for FY 2022-23 is approximately \$179,143, of which \$140,077 is salary, and \$39,066 is benefits. This is included in the County Administrator's Recommended budget.

CAO Lawton:

- Presented Item

Kreitz motion. Corless seconded.

Vote: 4 yes, 0 no, 1 absent

R22-066

J. Employment Agreement - Human Resources Generalist

Departments: CAO

(Robert C. Lawton, CAO) - Proposed resolution approving a contract with Gail DuBlanc as Human Resources Generalist, and prescribing the compensation, appointment, and conditions of said employment.

Action: Announce Fiscal Impact. Approve Resolution #R22-067, approving a contract with Gail DuBlanc as Human Resources Generalist, and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

Fiscal Impact: Total cost of salary and benefits for FY 2022-23 is approximately \$99,691, of which \$74,286 is salary, and \$25,405 is benefits. This is included in the County Administrator's Recommended budget.

CAO Lawton:

- Presented Item

Corless motion. Kreitz seconded.

Vote: 4 yes, 0 no, 1 absent

R22-067

K. Employment Agreement - Human Resources Specialist

Departments: CAO

(Robert C. Lawton, CAO) - Proposed resolution approving a contract with Audriana Rodriguez as Human Resources Specialist, and prescribing the compensation, appointment, and conditions of said employment.

Action: Announce Fiscal Impact. Approve Resolution #R22-068, approving a contract with Audriana Rodriguez as Human Resources Specialist, and prescribing the compensation, appointment, and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

Fiscal Impact: Total cost of salary and benefits for FY 2022-23 is approximately \$70,807, of which \$55,433 is salary, and \$15,374 is benefits. This is included in the County Administrator's Recommended budget.

CAO Lawton:

- Presented Item

Peters motion. Kreitz seconded.

Vote: 4 yes, 0 no, 1 absent

R22-068

8. CLOSED SESSION

Closed Session: 1:12 PM

Reconvened: 2:20 PM

A. Closed Session - Public Employee Evaluation

- No recordable action

PUBLIC EMPLOYEE PERFORMANCE EVALUATION. Government Code section 54957. Title: County Administrative Officer.

B. Closed Session - Existing Litigation

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: *Mono County v. Silver State Investors, LLC*, (U.S. District Court, Eastern District Case No. 2:22-cv-00908-TLN). *County of Mono v. KR Properties, LLC, et al.* (Mono County Superior Court Case No.: CV200081).

C. Closed Session - Exposure to Litigation

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code section 54956.9. Number of potential cases: one.

9. REGULAR AGENDA - AFTERNOON

A. PUBLIC HEARING; Adoption of Vehicle Miles Traveled Thresholds of Significance

Departments: Community Development

PUBLIC HEARING: 1:00 PM (30 minutes)

Public Hearing Begin: 2:25 PM

Public Hearing Ended: 2:26 PM

(Bentley Regehr, Planning Analyst) - Public Hearing to adopt thresholds of significance and screening criteria for the purpose of analyzing impacts under the California Environmental Quality Act (CEQA) related to Vehicle Miles Traveled (VMT).

Action: 1. Conducted a public hearing on the proposed Vehicle Miles Traveled thresholds and receive any additional public comments, deliberate, and make any desired modifications; and 2. Introduced, read title, and waived further reading of proposed Ordinance making the required findings, adopting the Addendum to the 2015 Mono County General Plan EIR, and adopting the Vehicle Miles Traveled thresholds of significance and screening criteria.

Bentley Regehr, Planning Analyst:

- Presented Item

Kreitz motion. Peters seconded.

Vote: 4 yes, 0 no, 1 absent

M22-129

10. BOARD MEMBER REPORTS

The Board may, if time permits, take Board Reports at any time during the meeting and not at a specific time.

Supervisor Corless:

- RCRC and GSFA meetings in Nevada County last week--highlights of both meetings here: https://www.rcrcnet.org/sites/default/files/useruploads/Meetings/Misc/2022/BoardMeeting_Highlights_June_15_16_2022_FINAL.pdf

Supervisor Kreitz:

- On 6/14 myself along with the rest of the MLH development committee, we met with HCD staff and IMACA ED to discuss the Valley Apartments' transfer of ownership between IMACA and MLH. Part of that transfer involves the restructuring of the outstanding debt, a new regulatory agreement (the original RA has expired, leaving the 19 apartments at risk of reverting to market rate units), as well as the need for addressing deferred maintenance. MLH is in the process of getting a physical needs assessment (PNA) as well as a plumber to analyze the sewer and water main line replacement needs. MLH will be working on a Portfolio Reinvestment Program (PRP) grant application which would provide funding to address the deferred maintenance. Applications are due by the end of July.
- June 16th the Eastern Sierra Continuum of Care met. The Board appointed me as the Board Chair and Anna Scott of Inyo County as the Vice Chair. The Board also approved a letter of support for the Silver Peak affordable housing development project application for a Permanent Local Housing Allocation (PLHA) funding. We received an update on the Homeless Action Plan from Thurmond Consulting on the stakeholder and service provider survey input " and next steps for HHAP 3 application. The CoC will be meeting again on June 28th.
- The Report Writing Group of the CCP met last week to review that draft annual update on the five-year strategic plan.

Chair Gardner:

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- Last Thursday June 16 I participated in the quarterly meeting of the Mono County First 5 Commission. Topics at that meeting included approval of several contracts, the status of childcare needs and opportunities, and the upcoming Children's Summit on July 13. All members of the Board of Supervisors will be invited to the Children's Summit. If more than two of us intend to attend, please let me know so I can work with Counsel and the Clerk to make sure we meet all Brown Act requirements.
- Last night we held the third session of the Citizens Wildfire Academy. The speakers included Lance Rosen from the Bureau of Land Management, Chance Traub from the US Forest Service, and David Haas from CalFire. The topic was overall Forest Wildfire Management Planning from the perspective of these agency representatives.

ADJOURN 2:40 PM

ATTEST

Bob Gardner

Bob Gardner (Sep 14, 2022 16:34 PDT)

**BOB GARDNER
CHAIR OF THE BOARD**

Danielle Patrick

**DANIELLE PATRICK
SENIOR DEPUTY CLERK/ELECTIONS ASSISTANT**